

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.6320 OF 2006

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ORAL ORDER:

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This Writ Petition filed seeking a declaration that the action of the respondents in seizing the Tractor and Tractor bearing Registration No.A.P. 15-V-5499 belonging to the petitioner vide vehicle check report dated 23.03.2006 is arbitrary and illegal.

The check report dated 23.03.2006 shows that the vehicle was seized on the allegation that the vehicle was plying without RC, Permit, FC, IC, DL, PUC certificate and other documents, which are required under the provisions of the Motor Vehicles Act and the Rules made thereunder.

Having regard to the nature of the controversy involved and having heard learned Government Pleader appearing for Transport and keeping in view that the allegations are required to be enquired into by the competent authority, I deem it appropriate to direct the respondents to release the vehicle in question, subject to the condition that the petitioner deposits a sum of Rs.5,000/-, and also furnishing an undertaking that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till final orders are passed. It is made clear that the amount deposited in pursuance of the orders of this Court shall be subject to the outcome of the enquiry.

Accordingly, the Writ Petition is disposed of leaving it open to respondents to proceed with the enquiry in accordance with law. No costs.

(G. ROHINI, J.)

31st March, 2006.

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THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.6320 OF 2006

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31st March, 2006.

Between:

K. Anjaiahs. .. Petitioners.

And

The Secretary, Regional Transport Authority,

Karimnagar, Karimnagar district and another. .. Respondents.